

**243 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

CR No. 3379 of 2016
Date of Decision: 09.08.2017

UDAIVIR

-PETITIONER

VS

SUMAN

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: None.

RAJ MOHAN SINGH, J. (ORAL)

On 02.08.2017, following order was passed by this
Court:-

*"None has appeared despite three pass
overs.*

*This revision petition has been filed for
setting aside the order dated 2.4.2016 and
conditional warrants of arrest dated 7.4.2016
passed by District Judge, Family Court, Gurgaon
in execution.*

*Due to non payment of maintenance under
Section 24 of the Hindu Marriage Act, conditional
warrants of arrest were issued against the
petitioner and the same were ordered to be*

executed through the police vide order dated 2.4.2016. It appears that the order of arrest was stayed till conclusion of mediation proceedings pending at the relevant time. Nothing has been brought on record qua status of mediation proceedings as on date. Parties were directed to appear before the Mediation and Conciliation Centre of this Court in Civil Revision No.3869 of 2015. It would be necessary to see the status of mediation proceedings conducted between the parties.

Let record of Civil Revision No.3869 of 2015 be attached with this case.

List again on 9.8.2017.”

Perusal of the connected Civil Revision No.3869 of 2015 shows that the matter was referred to the Mediation and Conciliation Centre of this Court vide order dated 30.03.2016. Despite number of attempts made by the Mediator, parties failed to settle the dispute by way of amicable settlement and the case was sent back to the Court for further consideration.

Civil Revision No.3869 of 2015 was ultimately dismissed as having become infructuous on the ground that petition under Section 13 of the Hindu Marriage Act filed by the

petitioner was dismissed by the trial Court.

Arrest of the petitioner was stayed in the present case till the conclusion of the Mediation proceedings in Civil Revision No.3869 of 2015.

None appeared on the last date. Today also, none has appeared even after two pass overs.

Since, Civil Revision No.3869 of 2015 has already been dismissed as having rendered infructuous, therefore, there is no scope for interference in the present revision petition.

Accordingly, the present revision is dismissed.

09.08.2017
jjyoti

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No